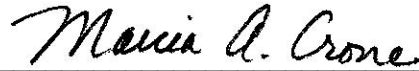


Accordingly, the findings of fact and conclusions of law of the magistrate judge are correct, and the report of the magistrate judge is **ADOPTED**. The motion to dismiss is **GRANTED**. All claims except for: (a) a claim that defendant E. Sam used excessive force and (b) claims that defendant Breaux denied plaintiff property, denied him access to the courts,

retaliated against him and destroyed or stole his property are **DISMISSED** without prejudice pursuant to Federal Rule of Civil Procedure 41(a).

SIGNED at Plano, Texas, this 12th day of September, 2017.

A handwritten signature in black ink, reading "Marcia A. Crone". The signature is written in a cursive, flowing style. Below the signature is a horizontal line.

MARCIA A. CRONE
UNITED STATES DISTRICT JUDGE